

PROOF

STATE OF IOWA

Senate Journal

THURSDAY, JANUARY 20, 2011

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JOURNAL OF THE SENATE

ELEVENTH CALENDAR DAY
EIGHTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Thursday, January 20, 2011

The Senate met in regular session at 9:04 a.m., President Kibbie presiding.

Prayer was offered by the Honorable David Johnson, member of the Senate from Osceola County, Ochevedan, Iowa.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Jared Elm.

The Journal of Wednesday, January 19, 2011, was approved.

HOUSE MESSAGES RECEIVED AND CONSIDERED

The following messages were received from the Chief Clerk of the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has on January 20, 2011, **adopted** the following resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 7, a concurrent resolution supporting the establishment of a veterans national recovery center at the former Veterans Affairs Hospital campus in Knoxville, Iowa.

Read first time and referred to committee on **Rules and Administration**.

ALSO: That the House has on January 20, 2011, **passed** the following bill in which the concurrence of the Senate is asked:

House File 45, a bill for an act relating to public funding and regulatory matters and making, reducing, and transferring appropriations and revising fund amounts and including effective, retroactive, and other applicability date provisions, and making penalties applicable.

Read first time and referred to committee on **Appropriations**.

ADJOURNMENT

On motion of Senator Gronstal, the Senate adjourned at 9:23 a.m. until 1:00 p.m., Monday, January 24, 2011.

APPENDIX

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

DEPARTMENT OF NATURAL RESOURCES

Iowa Natural Resource Commission Annual Report. Report received on January 20, 2011.

2009–2010 State Preserves Advisory Board Biennial Report, pursuant to Iowa Administrative Code section 575(1.6). Report received on January 20, 2011.

DEPARTMENT OF REVENUE

2010 Report of the Iowa Streamlined Sales Tax Advisory Council, pursuant to Iowa Code section 423.9A. Report received on January 20, 2011.

2010 Court Debt Amnesty Program Report, pursuant to 2010 Iowa Acts, [SF 2383](#). Report received on January 20, 2011.

2010 Annual Report of the Iowa Capital Investment Board, pursuant to Iowa Code section 15E.46. Report received on January 20, 2011.

CERTIFICATE OF RECOGNITION

The Secretary of the Senate issued the following certificate of recognition:

Marilyn Shannon, Mason City—For celebrating her 80th birthday. Senator Ragan (1/20/11).

REPORTS OF COMMITTEE MEETINGS

AGRICULTURE

Convened: Thursday, January 20, 2011, 2:05 p.m.

Members Present: Seng, Chair; Fraise, Vice Chair; Johnson, Ranking Member; Black, Bowman, Courtney, Greiner, Hahn, Hancock, Houser, Kapucian, Kibbie, and Rielly.

Members Absent: None.

Committee Business: Presentation by the Iowa Poultry Association and the Iowa Egg Council.

Adjourned: 2:40 p.m.

GOVERNMENT OVERSIGHT

Convened: Thursday, January 20, 2011, 10:10 a.m.

Members Present: Courtney, Chair; Soddors, Vice Chair; Sorenson, Ranking Member; Greiner and Kibbie.

Members Absent: None.

Committee Business: Background information on government oversight.

Adjourned: 10:50 a.m.

HUMAN RESOURCES

Convened: Wednesday, January 19, 2011, 4:05 p.m.

Members Present: Ragan, Chair; Wilhelm, Vice Chair; Seymour, Ranking Member; Bacon, Boettger, Bolkcom, Dotzler, Dvorsky, Hatch, Jochum, Johnson, and Quirmbach.

Members Absent: None.

Committee Business: Approved [SSB 1015](#).

Adjourned: 5:00 p.m.

TRANSPORTATION

Convened: Wednesday, January 19, 2011, 4:05 p.m.

Members Present: Rielly, Chair; Bowman, Vice Chair; Kapucian, Ranking Member; Beall, Dandekar, Danielson, Dearden, Ernst, Hahn, Hancock, Houser, and Zaun.

Members Absent: McCoy (excused).

Committee Business: Presentation by DOT on electronic titling.

Adjourned: 5:05 p.m.

VETERANS AFFAIRS

Convened: Wednesday, January 19, 2011, 2:05 p.m.

Members Present: Beall, Chair; Danielson, Vice Chair; Seymour, Ranking Member; Bacon, Black, Ernst, Greiner, Horn, Kibbie, Ragan, and Sadders.

Members Absent: None.

Committee Business: Presentation by Iowa Veterans Home Commandant. Approved [SSB 1031](#).

Adjourned: 2:35 p.m.

APPROPRIATIONS SUBCOMMITTEE ON JUSTICE SYSTEM

Convened: Wednesday, January 19, 2011, 10:00 a.m.

Members Present: Hancock, Chair; Hogg, Vice Chair; Seymour, Ranking Member; Fraise and Smith.

Members Absent: None.

Committee Business: LSA presentation.

Adjourned: 11:00 a.m.

INTRODUCTION OF RESOLUTIONS

Senate Joint Resolution 4, by Zaun, Feenstra, Chelgren, and Sorenson, a joint resolution proposing an amendment to the Constitution of the State of Iowa to change the length of term of office and limit the term of service of members of the general assembly.

Read first time under Rule 28 and referred to committee on **State Government**.

INTRODUCTION OF BILLS

Senate File 57, by Chelgren, a bill for an act requiring the sale of the Honey creek premier destination park and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Natural Resources and Environment**.

Senate File 58, by Danielson, a bill for an act relating to area health education centers, creating an area health education centers fund, and providing an appropriation.

Read first time under Rule 28 and referred to committee on **Appropriations**.

Senate File 59, by Zaun, a bill for an act providing for a waiver of tuition and mandatory fees at regents universities for Iowa national guard members who are residents of Iowa.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 60, by Bolckom, a bill for an act relating to the use of bisphenol a in certain products and providing penalties.

Read first time under Rule 28 and referred to committee on **Human Resources**.

Senate File 61, by Hogg, a bill for an act relating to the division of school foundation property taxes for purposes of urban renewal and including effective date provisions.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

Senate File 62, by Danielson, a bill for an act relating to the criminal offense of interference with official acts.

Read first time under Rule 28 and referred to committee on **Judiciary**.

Senate File 63, by Hogg, a bill for an act establishing an alternative supplementary weighting plan for at-risk pupils and including applicability provisions.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 64, by Beall, a bill for an act requiring certain group health insurance policies, contracts, or plans to provide coverage for autism spectrum disorders for certain persons, requiring certification of behavior specialists, providing for a repeal, and including applicability and effective date provisions.

Read first time under Rule 28 and referred to committee on **Commerce**.

Senate File 65, by Zaun, Behn, Johnson, Sorenson, and Seymour, a bill for an act requiring public libraries that receive state funding to adopt a policy restricting the content of video materials borrowed by children under seventeen years of age.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 66, by Schoenjahn, a bill for an act relating to the use of statewide school infrastructure funding.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 67, by Beall, a bill for an act relating to the description of shared operational functions for which school districts receive supplementary weighting and including effective date and applicability provisions.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 68, by Zaun, Hahn, Feenstra, Chelgren, Johnson, Kapucian, Sorenson, Seymour, and Behn, a bill for an act relating to public employers providing office space to employee organizations.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 69, by Zaun, Behn, Hahn, Feenstra, Chelgren, Johnson, Kapucian, Sorenson, Ward, Smith, and Seymour, a bill for an act relating to unfunded federal mandates related to federal health care reforms and including effective date provisions.

Read first time under Rule 28 and referred to committee on **State Government**.

Senate File 70, by Dandekar, a bill for an act relating to licensure by the board of educational examiners of persons who complete an administrator preparation program offered by a recognized non-Iowa institution.

Read first time under Rule 28 and referred to committee on **Education**.

Senate File 71, by Dvorsky, a bill for an act providing for waivers of certain community attraction and tourism program requirements and including retroactive applicability provisions.

Read first time under Rule 28 and referred to committee on **Economic Growth/Rebuild Iowa**.

Senate File 72, by committee on Human Resources, a bill for an act relating to professions which may practice together in professional limited liability companies and including effective and applicability date provisions.

Read first time under Rule 28 and **placed on calendar**.

Senate File 73, by Zaun, Ward, Hahn, Feenstra, Johnson, Kapucian, Sorenson, and Seymour, a bill for an act exempting from the sales tax the sales price of a physical exercise club contract.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

STUDY BILLS RECEIVED

SSB 1032 Transportation

Relating to intermediate driver's licenses and special minor's licenses, making a penalty applicable, and including effective date provisions.

SSB 1033 Ways and Means

Relating to the definition of agricultural property for property taxation purposes.

SSB 1034 Local Government

Expanding Iowa communications network access to include counties and county governmental units.

SSB 1035 Human Resources

Requiring hospitals and outpatient surgical facilities to report data on the use of a registered nurse as a circulating nurse during surgical procedures and including effective date provisions.

SUBCOMMITTEE ASSIGNMENTS**Senate Joint Resolution 1**

STATE GOVERNMENT: Horn, Chair; Fraise and Sorenson

Senate Joint Resolution 2

STATE GOVERNMENT: Dearden, Chair; Danielson and Sorenson

Senate Joint Resolution 3

STATE GOVERNMENT: Hatch, Chair; Danielson and Feenstra

Senate File 1

COMMERCE: Courtney, Chair; Schoenjahn and Ward

Senate File 3

TRANSPORTATION: Danielson, Chair; Dandekar and Hahn

Senate File 9

TRANSPORTATION: Danielson, Chair; Dandekar and Houser

Senate File 13

COMMERCE: McCoy, Chair; Behn and Wilhelm

Senate File 14

TRANSPORTATION: Bowman, Chair; Beall and Zaun

Senate File 20

COMMERCE: Rielly, Chair; Feenstra and McCoy

Senate File 23

COMMERCE: McCoy, Chair; Courtney and Ward

Senate File 43

STATE GOVERNMENT: Courtney, Chair; Dearden and Smith

Senate File 44

STATE GOVERNMENT: Jochum, Chair; Soddors and Sorenson

Senate File 45

STATE GOVERNMENT: Dearden, Chair; Behn and Courtney

Senate File 46

STATE GOVERNMENT: Horn, Chair; Feenstra and Kibbie

Senate File 52

COMMERCE: McCoy, Chair; Behn and Wilhelm

Senate File 53

NATURAL RESOURCES AND ENVIRONMENT: Hogg, Chair; Black and Hahn

Senate File 54

NATURAL RESOURCES AND ENVIRONMENT: Ragan, Chair; Kapucian and Schoenjahn

SSB 1032

TRANSPORTATION: Bowman, Chair; Beall and Ernst

SSB 1033

WAYS AND MEANS: McCoy, Chair; Bartz and Bolkcom

SSB 1034

LOCAL GOVERNMENT: Schoenjahn, Chair; Bowman and Ernst

SSB 1035

HUMAN RESOURCES: Bolkcom, Chair; Dotzler and Johnson

FINAL COMMITTEE REPORT OF BILL ACTION**HUMAN RESOURCES**

Bill Title: [SENATE FILE 72 \(SSB 1015\)](#), a bill for an act relating to professions which may practice together in professional limited liability companies and including effective and applicability date provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Ayes, 12: Ragan, Wilhelm, Seymour, Bacon, Boettger, Bolkcom, Dotzler, Dvorsky, Hatch, Jochum, Johnson, and Quirmbach. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.